

# **EXHIBIT A**

**From:** Kim, Rudy Y. <RudyKim@mofo.com>  
**Sent:** Monday, May 15, 2017 6:13 PM  
**To:** Jordan Jaffe; Gonzalez, Arturo J.; UberWaymoMoFoAttorneys;  
'BSF\_EXTERNAL\_UberWaymoLit@bsflp.com'  
(BSF\_EXTERNAL\_UberWaymoLit@bsflp.com); 'NChatterjee@goodwinlaw.com';  
'RWalsh@goodwinlaw.com'; 'BSchuman@goodwinlaw.com'  
**Cc:** QE-Waymo  
**Subject:** RE: Waymo v. Uber - Defendants' Remaining Patent Summary Judgment Motion

Jordan,

Waymo is welcome to file its response to Uber's pending motion for summary judgment tomorrow, informing the court that Waymo no longer intends to pursue patent infringement claims against Fuji. Upon such filing, Uber is willing to withdraw its pending motion for summary judgment.

Best regards,

Rudy

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**From:** Jordan Jaffe [mailto:jordanjaffe@quinnemanuel.com]  
**Sent:** Monday, May 15, 2017 4:15 PM  
**To:** Gonzalez, Arturo J.; UberWaymoMoFoAttorneys; 'BSF\_EXTERNAL\_UberWaymoLit@bsflp.com'  
(BSF\_EXTERNAL\_UberWaymoLit@bsflp.com); 'NChatterjee@goodwinlaw.com'; 'RWalsh@goodwinlaw.com';  
'BSchuman@goodwinlaw.com'  
**Cc:** QE-Waymo  
**Subject:** RE: Waymo v. Uber - Defendants' Remaining Patent Summary Judgment Motion

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Arturo,

As Defendants recognized by voluntarily withdrawing their partial summary judgment motion as to Spider, Waymo has already explained during the preliminary injunction proceedings its claims against the "single lens design" for the '922 and '464 patents. Those claims remain pending. No dismissal or stipulation is thus proper.

Rather, as is typical in patent cases, defendants do not move for summary judgment of noninfringement for devices that the patentee does not include in its infringement contentions. That's what we're suggesting here and believe it will preserve judicial resources.

Please let us know if Defendants would like to take up our offer to meet and confer on this topic.

Best regards,

Jordan R. Jaffe // Quinn Emanuel // 415.498.0556 // [jordanjaffe@quinnemanuel.com](mailto:jordanjaffe@quinnemanuel.com)

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**From:** Gonzalez, Arturo J. [<mailto:AGonzalez@mofo.com>]  
**Sent:** Monday, May 15, 2017 1:57 PM  
**To:** Jordan Jaffe <[jordanjaffe@quinnemanuel.com](mailto:jordanjaffe@quinnemanuel.com)>; UberWaymoMoFoAttorneys <[UberWaymoMoFoAttorneys@mofo.com](mailto:UberWaymoMoFoAttorneys@mofo.com)>; 'BSF\_EXTERNAL\_UberWaymoLit@bsfllp.com' (<[BSF\\_EXTERNAL\\_UberWaymoLit@bsfllp.com](mailto:BSF_EXTERNAL_UberWaymoLit@bsfllp.com)>) <[BSF\\_EXTERNAL\\_UberWaymoLit@bsfllp.com](mailto:BSF_EXTERNAL_UberWaymoLit@bsfllp.com)>; 'NChatterjee@goodwinlaw.com' <[NChatterjee@goodwinlaw.com](mailto:NChatterjee@goodwinlaw.com)>; 'RWalsh@goodwinlaw.com' <[RWalsh@goodwinlaw.com](mailto:RWalsh@goodwinlaw.com)>; 'BSchuman@goodwinlaw.com' <[BSchuman@goodwinlaw.com](mailto:BSchuman@goodwinlaw.com)>  
**Cc:** QE-Waymo <[gewaymo@quinnemanuel.com](mailto:gewaymo@quinnemanuel.com)>  
**Subject:** Waymo v. Uber - Defendants' Remaining Patent Summary Judgment Motion

Jordan,

I'm not sure I understand. Those claims are in your complaint. Are you willing to stipulate that they are dismissed with prejudice? If not, what exactly are you saying?

**Arturo J. González**

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**From:** Jordan Jaffe [<mailto:jordanjaffe@quinnemanuel.com>]  
**Sent:** Monday, May 15, 2017 1:43 PM  
**To:** UberWaymoMoFoAttorneys; 'BSF\_EXTERNAL\_UberWaymoLit@bsfllp.com' (<[BSF\\_EXTERNAL\\_UberWaymoLit@bsfllp.com](mailto:BSF_EXTERNAL_UberWaymoLit@bsfllp.com)>); 'NChatterjee@goodwinlaw.com'; 'RWalsh@goodwinlaw.com'; 'BSchuman@goodwinlaw.com'  
**Cc:** QE-Waymo  
**Subject:** Waymo v. Uber - Defendants' Remaining Patent Summary Judgment Motion

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Counsel,

I write regarding Defendants' partial withdrawal of motion for summary judgment of non-infringement (Dkt. 430) and to propose that the parties resolve the entire motion without further briefing or demands on the Court's time. As you know, Waymo has yet to serve its infringement contentions under the Patent Local Rules. (Dkt. 283.) As you'll see when Waymo serves its infringement contentions on May 23, it will not be asserting any claims of the '922, '464, or '273 patents against "Fuji" as described in Defendants' motion, in light of the discovery to date. Therefore, Defendants' remaining summary judgment motion is unnecessary. We ask that you withdraw your summary judgment motion entirely.

Please let us know if Defendants agree. We are available to meet and confer today at 3pm to discuss.

Best regards,

**Jordan R. Jaffe**

*Partner,*  
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